

SECOND REGULAR SESSION

# SENATE JOINT RESOLUTION NO. 39

93RD GENERAL ASSEMBLY

---

---

INTRODUCED BY SENATORS RIDGEWAY, CROWELL, CAUTHORN, MAYER, SCOTT, ALTER, BARNITZ AND GROSS.

Read 1st time January 30, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

4116S.011

---

---

## JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 2 of article VII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to impeachment trials.

---

---

*Be it resolved by the Senate, the House of Representatives concurring therein:*

That at the next general election to be held in the state of Missouri, on  
2 Tuesday next following the first Monday in November, 2006, or at a special  
3 election to be called by the governor for that purpose, there is hereby submitted  
4 to the qualified voters of this state, for adoption or rejection, the following  
5 amendment to article VII of the Constitution of the state of Missouri:

Section A. Section 2, article VII, Constitution of Missouri, is repealed and  
2 one new section adopted in lieu thereof, to be known as section 2, to read as  
3 follows:

Section 2. The house of representatives shall have the sole power of  
2 impeachment. All impeachments shall be tried [before the supreme court, except  
3 that the governor or a member of the supreme court shall be tried by a special  
4 commission of seven eminent jurists to be elected by the senate. The supreme  
5 court or special commission shall take an oath to try impartially the person  
6 impeached,] **by the senate. When sitting for that purpose, the senators  
7 shall be on oath or affirmation to do justice according to law and the  
8 evidence. When the governor shall be tried, the chief justice of the  
9 supreme court shall preside,** and no person shall be convicted without the  
10 concurrence of [five-sevenths of the court or special commission] **two-thirds of  
11 all the senators present.**

✓

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**